

**RECEIVED
CENTRAL FAX CENTER****FEB 03 2006****PATENT APPLICATION
Doc. No. 3301-007**

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Kim M. Ramsey
Kim M. Ramsey

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael W. Wallace

Confirmation No. 4673

Serial No.: 10/057,556

Examiner: Neveen Abel Jalil

Filed: January 25, 2002

Group Art Unit: 2165

For: METHOD OF SELECTING AMONG MULTIPLY-CATEGORIZED ITEMS

Date: February 3, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed November 4, 2005, finally rejecting claims 1-19. The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

- ☒ Small Entity
☐ Other than a small entity

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

- ☒ Small Entity \$250.00
☐ Other than a small entity \$500.00

Notice of Appeal fee due

\$ 250.00

02/06/2006 TL0111 00000031 10057556

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250.00 OP

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

- (a) ☐ Applicant petitions for an extension of time under 37 CFR 1.17 (a)-(d) for the total number of months checked below:
- (b) ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is :

Notice of Appeal Fee \$ 250.00

Extension fee (if any) \$ - 0 -

TOTAL FEE DUE

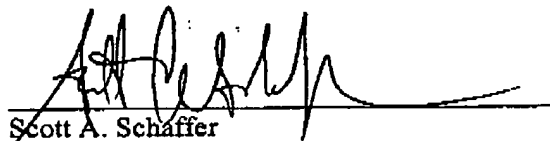
\$ 250.00

5. FEE PAYMENT

- ☒ PTO Form 2038 authorizing credit card payment for the above-listed fees is enclosed.
- ☒ Any deficiency or overpayment for extensions of time or claims should be charged or credited to deposit account number 13-1703.

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.



Scott A. Schaffer
Reg. No. 38,610

MARGER JOHNSON & McCOLLOM
210 SW Morrison Street, Suite 400
Portland, OR 97204
(503) 222-3613